

**SPECIAL TOWN MEETING ELECTION / REFERENDUM WARRANT**

**TUESDAY, NOVEMBER 8, 2016**

**To Grant M. Hirst, a resident of the Town of Eliot, in the County of York, State of Maine**

In the name of the State of Maine, you are hereby required to notify and warn the inhabitants of the Town of Eliot, County of York, State of Maine, qualified by law to vote in town affairs, to meet at Marshwood Middle School, 626 H. L. Dow Highway, Eliot, Maine, on Tuesday November 8, 2016 at 7:30AM for opening ceremonies and action on Article One, Election of Moderator. The polls for voting will then open at 8:00AM for secret ballot voting on Articles Two through Five.

Pursuant to Title 21-A, Section 759(7) absentee ballots will be processed at the polling place from 9:00 AM – 8:00 PM on the hour as needed.

The Town will provide any reasonable accommodations for any disabled resident to attend this Election. Please notify the Town Manager at the Town Office of the need. This is in accordance with the ADA Law.

**NOTE:** Please use the Depot Road entrance to the Parking Lot.

**Article 1:** To elect a moderator by written ballot to preside at said meeting.

**Article 2:** To elect one Select Board / Overseer of the Poor to fill an unexpired vacancy with a term to June 2018.

**Article 3: Sewer Pump Stations' Repair Bond**

**Statement of Fact:** The question below asks voters to approve borrowing \$1,700,000 to repair and upgrade two sewer pump stations (Main Street Pump Station and King's Highway Pump Station). The repayment of the debt is intended to be funded by 100% sewer fees.

Shall the Town (1) approve the design, construction, equipping and other reasonably related costs thereto of the two sewer pump stations (the "Project"); (2) appropriate a sum not to exceed \$1,700,000 for the costs of this project; (3) to the extent any grant monies become available to the Town for this Project, they are hereby appropriated for the Project and shall reduce the municipal indebtedness otherwise to be incurred, and (4) to fund this appropriation, authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general and/or revenue obligation securities of the Town of Eliot, Maine, including temporary notes in anticipation of the sale thereof and refunding obligations, in an aggregate principal amount not to exceed \$1,700,000 and to delegate to the Treasurer and Chairman of the Board of

Selectmen the authority and discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), place(s) of payment, call(s) for redemption, current or advance refunding(s) of the securities, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore and to provide for the sale thereof.

#### FINANCIAL STATEMENT

Total Town Indebtedness:

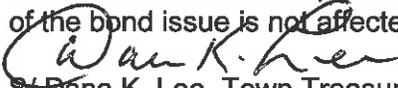
Bonds outstanding and unpaid	\$ 124,491
Bonds authorized and unissued:	\$ 0
Bonds to be issued if this Article is approved:	<u>\$1,700,000</u>
Total	\$1,824,491

Costs:

At an estimated interest rate of 1.5% for an estimated 20-year maturity, the estimated costs of this bond issue will be:

Principal:	\$ 1,700,000.00
Interest:	\$ 279,009.62
Fees:	\$ 91,504.42
Total Debt Service:	\$ 2,070,514.04

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

  
S/ Dana K. Lee, Town Treasurer

Eliot Select Board So Recommends (Vote 3 - 1)

Eliot Budget Committee So Recommends (Vote 6 - 0)

#### ARTICLE 4: Annual Growth Permit Review

"Shall the Town allocate a maximum of 30 growth permits for new, residential dwelling units for calendar year 2017, as recommended by the Eliot Planning Board, in accordance with §29-5 of the Growth Management chapter of the Municipal Code of Ordinances of Eliot, Maine?"\*

*\*Note: In the event this article does not pass, the number of growth permits allocated in 2017 will be 105% of the mean number of permits issued for new residential dwelling units during the previous ten years, as required by M.R.S 30-A §4360. That number is estimated to be 23.*

Planning Board So Recommends (Vote 5 - 0)

The Eliot Select Board So Recommends (Vote 3 - 1)

## **ARTICLE 5: Citizen Initiative**

Shall Chapter 33 Section 189, Sub-section (a) – (h) of the Eliot Land Use Ordinance – Nonprofit medical marijuana dispensaries - be amended as follows (The new language is underlined).

### **Sec. 33-189. - Nonprofit medical marijuana dispensaries and registered primary caregivers.**

- (a) The provisions for nonprofit medical marijuana dispensaries shall apply to both dispensaries and registered primary caregivers.
- (b) The applicant must hold a current dispensary certificate or registered primary caregiver license in good standing from the State of Maine Department of Health and Human Services, Division of Licensing and Regulatory Services prior to making an application with the town. If approved, the dispensary or registered primary caregiver facility operator shall annually submit a copy of the current dispensary certificate or registered primary caregiver license to the code enforcement officer.
- (c) A dispensary or registered primary caregiver facility may not be located within 500 feet of the property line of an existing public or private school, residential property, childcare facility, place of worship or public facility.
- (d) All cultivation of marijuana must take place in a fully enclosed and locked structure. Outdoor cultivation of marijuana is prohibited.
- (e) The property shall be screened in accordance with section 33-175.
- (f) The dispensary or registered primary caregiver facility shall comply with the parking requirements of section 45-495(9).
- (g) The dispensary or registered primary caregivers shall comply with all applicable town and state regulations.
- (h) No materials described in the definition of a nonprofit medical marijuana facility shall be visible from the exterior of the building in which the nonprofit medical marijuana dispensary or registered primary caregiver facility is located.

Dated: September 22, 2016

Risua Davis

Roland Fernald

John J. Murphy

Robert T. Carlson

Municipal Officers

**Attest: A True Copy**  
Joe Kowski, Town Clerk  
Signature & Date 09/23/2016

### RETURN OF THE WARRANT

Eliot, Maine

\_\_\_\_\_, 2016

Pursuant to the within warrant to me directed, I have notified and warned the inhabitants of said town, qualified as herein expressed, to meet at said time and place, and for the purposes therein named, by posting an attested copy of said warrant at the Eliot Town Office Interior & Exterior Bulletin Boards, the Eliot Transfer Station Bulletin Board, the Eliot Post Office Bulletin Board and the William Fogg Library Bulletin Board in said town, being public and conspicuous places in said town, on the \_\_\_\_ day of October 2016 being at least seven days before the meeting.

\_\_\_\_\_  
Grant M. Hirst  
Resident, Town of Eliot, Maine